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PTO/SB/97 (01-09)

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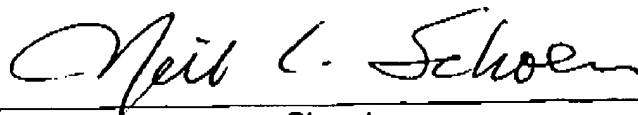
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1. Ergon Office FAX cover sheet (1 page)
2. Examiner's Interview Summary PTO-413 (1 page)
3. Supplemental Amendment/Response to 37 CFR 1.121
(Re 10/759,145) (13 pages)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Suite #4
Gaithersburg, MD 20879

To:

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FAX Phone Number:

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FAX Phone Number:

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Voice Phone Number:

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Voice Phone Number:

1-571-272-6751 Subramanian

Number Of Pages:

15 (not including PTO sheet)

Date/Time:

3/14/2009 @ ~ 10:30 A.M.

Subject:

Response to Notice of Non-Compliant Amendment (37 CFR 1.121)
Response to Examiner's Interview Summary of 2/20/09 (PTOL-413)

Notes:

Several FAX's were sent on weekend days 2/21 and 2/22 2009 resulting in confusion since weekend FAX's are not date stamped. Also, the Examiner's Interview Summary and my 2/20, 21, 22 FAX's crossed in the mail, creating confusion. This FAX is the correct response to the Examiner's Interview Summary of 2/20/2009.

Thank you-

Neil C. Schoen
Neil C. Schoen

Interview Summary		Application No.	Applicant(s)				
		10/759,145	SCHOEN, NEIL C.				
		Examiner	Art Unit				
		Narayanswamy Subramanian	3695				
All participants (applicant, applicant's representative, PTO personnel):							
(1) <u>Narayanswamy Subramanian</u>		(3) _____					
(2) <u>Neil C. Schoen (Inventor)</u>		(4) _____					
Date of Interview: <u>20 February 2009</u>							
Type: a) <input checked="" type="checkbox"/> Telephonic b) <input type="checkbox"/> Video Conference c) <input type="checkbox"/> Personal [copy given to: 1) <input type="checkbox"/> applicant 2) <input type="checkbox"/> applicant's representative]							
Exhibit shown or demonstration conducted: d) <input type="checkbox"/> Yes e) <input checked="" type="checkbox"/> No If Yes, brief description: _____							
Claim(s) discussed: <u>1-6</u>							
Identification of prior art discussed: _____							
Agreement with respect to the claims f) <input type="checkbox"/> was reached. g) <input checked="" type="checkbox"/> was not reached. h) <input type="checkbox"/> N/A.							
Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: <u>Examiner explained the reasons why the amendments filed on 1/30/09 were non-compliant. Examiner explained the proper format and procedure for filing a fully compliant amendment. Inventor Schoen agreed to consider the suggestions before filing a supplemental amendment.</u>							
(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)							
THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.							
/Narayanswamy Subramanian/ Primary Examiner, Art Unit 3695							

U.S. Patent and Trademark Office
PTOL-413 (Rev. 04-03)

Interview Summary

Paper No. 20090220